CITY HALL COUNCIL CHAMBERS
SANTA MARIA, CALIFORNIA
REGULAR MEETING

MARCH 16, 2004

CALL TO ORDER
Mayor Lavagnino called the meeting to order at 4:00 p.m.

CLOSED SESSION
Mayor Lavagnino recessed to Closed Session at 4:03 p.m. to discuss Conference with Legal Counsel regarding existing litigation pursuant to Subsection (a) of Government Code Section 54956.9 to discuss Santa Maria Valley Water Conservation District v City of Santa Maria and Conference with Legal Counsel regarding Initiation of Litigation – one matter pursuant to Government Code Section 54956.9 (c).

Santa Maria Valley Water Conservation District – Status report.

Initiation of Litigation – Status report. Direction to staff.

RECONVENE
Mayor Lavagnino reconvened the meeting at 6:30 p.m.

INVOCATION
Pastor Patricia Muran of Iglesia Luterana Santa Cruz gave the invocation.

PLEDGE OF ALLEGIANCE TO THE FLAG
Councilmember Mariscal led the pledge of allegiance.

ROLL CALL
MEMBERS PRESENT
Councilmembers Mariscal, Orach, Patino, Trujillo, and Mayor Lavagnino.

ALSO PRESENT
City Manager Ness, Assistant City Manager Haydon, City Attorney Montandon, Director of Administrative Services Cox, Director of Public Works Karp, Director of Community Development Lindsey, Fire Chief Ortiz, Police Chief Macagni, Director of Recreation and Parks Posada, and Chief Deputy City Clerk Perez.

ANNOUNCEMENTS
Mayor Lavagnino announced that he had accompanied the third grade class of Pacific Christian Center on a tour of City Hall and told the students that if they watched the Council meeting, the Council would wave to them.

Mayor Lavagnino invited the public to attend a benefit barbecue and auction on Friday, April 16, 2004, for Mark Riddering, former Police Officer with the Santa Maria Police Department. Tickets were $50 per person and anyone interested in attending could obtain tickets from the Police Department.

ABSOLUTELY INCREDIBLE KID DAY
Councilmember Patino presented a proclamation to Tammany White and several Campfire boys and girls, declaring March 18, 2004 as "Absolutely Incredible Kid Day" in the City of Santa Maria and urging all adults – moms and dads, grandparents, aunts and uncles, teachers, mentors, and other adults alike to participate in making a difference in the life of a child by sending them a letter or a note expressing their feeling of love and appreciation.

VOLUNTEERS OF THE MONTH
Councilmember Orach presented a gift to Nancy and Bill Anderson, the Recreation and Parks Department Volunteers of the Month for March 2004, for their dedication and commitment to senior programs in the community through their active volunteering in

many capacities at the Elwin Mussell Senior Center and the Santa Maria Senior Citizens Center.

NOW ESSAY CONTEST WINNERS
Councilmember Trujillo introduced a representative from the National Organization for Women (NOW) who presented awards for the NOW Annual Essay Contest to Miranda Lahr, first place winner, and Erika Peel, Runner-Up, two Santa Maria students, involved in the local chapter of the National Organization for Women (NOW). Councilmember Trujillo also presented Certificates of Achievement from the City Council to the two winners.

CONSENT CALENDAR
Laurie Tamura requested Item 2B, the minutes of March 2, 2004, be pulled for discussion.

Ernest Armenta requested Item 2O, the Parks Services Officer Program, be pulled for discussion.

Ernest Armenta expressed concern regarding the cost of the Parks Services Officer Program in light of the unresolved State budget issues.

Laurie Tamura requested the minutes of March 2nd be continued to allow her time to review the video tape of the meeting and work with staff on the minutes.

Thereafter, Consent Calendar Items A through O, except B, were accepted, approved with the indicated action, and ordered ratified on motion by Councilmember Mariscal, seconded by Councilmember Trujillo, and carried on the following vote:

AYES:	Councilmembers Mariscal, Orach, Patino, Trujillo, and Mayor Lavagnino
NOES:	None
ABSENT:	None
ABSTAIN:	None

A. ORDINANCES
Recommendation of City Staff to waive the reading in full of all ordinances. Ordinances on the Consent Calendar will be adopted by the same vote cast at the first reading unless City Council indicates otherwise.

B. MINUTES
The Minutes of the Regular City Council Meeting of March 2, 2004, were continued to the next meeting.

C. ORDINANCE NO. 2004-03
Ordinance No. 2004-03 was introduced by title only for second reading and adopted, amending the CONTRACT between the City Council of the City of Santa Maria and the Board of Administration of the California Public Employees' Retirement System (CalPERS) for Section 21548 (Pre-Retirement Optional Settlement 2 Death Benefit) and Section 21574 (Fourth Level of 1959 Survivor's Benefits) for Local Miscellaneous Members and adopt the Ordinance.

Ordinance No. 2004-03 adopted. AN URGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SANTA MARIA, CALIFORNIA AUTHORIZING AN AMENDMENT TO THE CONTRACT BETWEEN THE CITY COUNCIL OF THE CITY OF SANTA MARIA AND THE BOARD OF ADMINISTRATION OF THE CALIFORNIA PUBLIC EMPLOYEE' RETIREMENT SYSTEM AND DECLARING THE URGENCY THEREOF.

D. COOPERATIVE PURCHASING PROGRAM
Resolution No. 2004-31 was adopted approving a Cooperative Purchasing Program for the purpose of procuring supplies, services and/or equipment.

Resolution No. 2004-31 adopted. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA MARIA AUTHORIZING THE ESTABLISHMENT OF A COOPERATIVE PURCHASING PROGRAM FOR THE PURPOSE OF PROCURING SUPPLIES, SERVICES AND/OR EQUIPMENT.

E. WARRANTS
Warrant Nos. 111162 to 111416 in the amount of $1,159,775.07 were ordered ratified subject to having been certified as being in conformity with the budget and having been approved for payment by the Director of Administrative Services. Warrant Nos. 109230, 110973, and 111249 were cancelled.

F. PAYROLL
Payment of payroll was ordered ratified subject to having been certified by the proper Department Heads as shown on records on file in the Administrative Services Department and having been approved for payment by the Director of Administrative Services.

G. LOCAL EMERGENCY
Resolution No. 2004-32 was adopted terminating the proclamation of a local emergency in the City due to a 6.5 magnitude earthquake that occurred near San Simeon on Monday, December 22, 2003, and subsequent on-going aftershocks.

Resolution No. 2004-32 adopted. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA MARIA, CALIFORNIA TERMINATING THE EXISTENCE OF A LOCAL EMERGENCY WITHIN THE CITY OF SANTA MARIA.

H. QUITCLAIM
Resolution No. 2004-33 was adopted to quitclaim an existing waterline easement on the Santa Maria Public Airport District property located in the subdivision of Skyway Industrial Park, Tract 5011.

Resolution No. 2004-33 adopted. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA MARIA, CALIFORNIA TO QUITCLIAM AN EXISTING WATERLINE EASEMENT LOCATED ON THE SANTA MARIA AIRPORT DISTRICT PROPERTY LOCATED AT SKYWAY INDUSTRIAL PARK, TRACT 5011.

I. ANNUAL WEED ABATEMENT PROGRAM
Resolution No. 2004-34 was adopted initiating the Annual Weed Abatement Program and setting a public hearing for April 20, 2004 to consider any objections or protests to said weed abatement program.

Resolution No. 2004-34 adopted. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA MARIA, CALIFORNIA, DECLARING THAT NOXIOUS AND DANGEROUS WEEDS WERE GROWING UPON OR IN FRONT OF THE LISTED PROPERTY, AND RUBBISH, RUFUSE AND DIRT WERE UPON OR IN FRONT OF THE LISTED PROPERTY AND THAT THEY CONSTITUTE A PUBLIC NUISANCE WHICH MUST BE ABATED, AND COMMENCING PROCEEDINGS FOR THE ABATEMENT OF SAID NUISANCES PURSUANT TO TITLE 5, CHAPTER 8 OF THE SANTA MARIA MUNICIPAL CODE.

J. VACATING A PUBLIC ALLEY
Resolution No. 2004-35 was adopted summarily vacating a portion of a public alley behind 333 South Blosser at the northwest corner of Cook Street and Blosser Road.

Resolution No. 2004-35 adopted. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA MARIA SUMMARILY VACATING A PORTION OF A PUBLIC ALLEY LOCATED BEHIND 333 SOUTH BLOSSER ADJACENT TO APN'S 117-210-001 AND 117-210-002 BEING A PART OF SANTA MARIA INDUSTRIAL PARK NO. 1.

K. HOUSEHOLD HAZARDOUS WASTE BLOCK GARNT
Resolution No. 2004-36 was adopted authorizing the City to apply for Household Hazardous Waste Block Grant (13th Cycle) Funds – FY 2004-05 pursuant to Assembly Bill 1220 to expand current operations by building a roof over an uncovered containment area and constructing an additional building to store recyclable materials.

Resolution No. 2004-36 adopted. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA MARIA, CALIFORNIA, AUTHORIZING THE PUBLIC WORKS UTILITIES DIVISION TO APPLY FOR THE STATE OF CALIFONRIA ENVIRONMENTAL PROTECTION AGENCY LOCAL GOVERNMENT HOUSEHOLD HAZARDOUS WASTE GRANT 13TH CYCLE – FISCAL YEAR 2004-05.

L. NO STOPPING ZONE ELIMINATION
Resolution No. 2004-37 was adopted eliminating the no stopping zone on South Santa Maria Way along the western curb, beginning two hundred ninety-nine (299) feet north of the northerly right-of-way of Miller Street and extending north for forty (40) feet.

Resolution No. 2004-37 adopted. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA MARIA, CALIFORNIA, ADOPTING THE REMOVAL OF A NO STOPPNIG ZONE ON SOUTH SANTA MARIA WAY PURSUANT TO SECTION 7-5.16 OF THE SANTA MARIA MUNICIPAL CODE.

M. NO STOPPING ZONE
Resolution No. 2004-38 was adopted approving the establishment of a no stopping zone on North Carlotti Drive along the northeastern curb return, beginning four hundred fifty-five (455) feet south of the southern right-of-way of Noble Way, then commencing south to east sixty-five (65) feet ending at the beginning of the curb return.

Resolution No. 2004-38 adopted. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA MARIA, CALIFORNIA, ADOPTING A NO STOPPING ZONE ON NORTH CARLOTTI DRIVE PURSUANT TO SECTION 7-5.16 OF THE SANTA MARIA MUNCIPAL CODE.

N. BOULEVARD STOPS
Resolution No. 2004-39 was adopted approving the establishment of two (2) boulevard stops on Railroad Avenue for the David E. Sanchez Elementary School.

Resolution No. 2004-39 adopted. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA MARIA ESTABLISHING BOULEVARD STOPS AT THE INTERSECTION OF RAILROAD AVENUE AND MARIPOSA WAY AND RAILROAD AVENUE AND AN INTERSECTING ALLEY IMMEDIATELY NORTH OF THE DAVID E. SANCHEZ ELEMENTARY SCHOOL PURSUANT TO SECTION 7-5.20 OF THE SANTA MARIA MUNICPAL CODE.

O. PARK SERVICES OFFICER PROGRAM
Resolution No. 2004-40 was adopted establishing the Park Services Officer (Park Ranger) Program in the Recreation and Parks Department to provide security in City parks and facilities.

Resolution No. 2004-40 adopted. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA MARIA ESTABLISHING THE PARK SERVICES OFFICER (PARK RANGER) PROGRAM AND DEFINING SPECIFIC DUTIES.

PUBLIC COMMENT
Judith Viar spoke regarding a problem with her landlord repairing her refrigerator.

Fernando Castaneda, Community Action Commission, thanked the Council for its proclamation honoring the Commission at the last meeting and apologized for not being able to attend.

Ernest Armenta spoke regarding the last Code Compliance Board meeting.

Barry Sigma spoke regarding food vendors in his neighborhood.

NAMING A PARK
Mayor Lavagnino announced it was his great pleasure to have the City Council name a City park at the Crossroads Development after his long-time friends and neighbors, Harrell

and Betty Fletcher for their commitment to the community. Harrell Fletcher spent many years working as a local businessman, Fifth District Santa Barbara County Supervisor, and participating in many civic organizations. He has been very active in local non-profit services such as Santa Maria Valley Beautiful and the Santa Maria Association for Retarded Citizens. He has served in various capacities and chaired many committees and projects for the betterment of the community. Betty Fletcher is widely recognized as a regional expert on child development and family issues. She was enlisted to serve on the Child Care Task Force to study and survey childcare needs in the Santa Maria Valley. She has been active in the Los Padres Association for the Education of Young Children, the Child Care Director's Network, Board of Directors of Head Start, and the Orcutt Union School District.

Resolution No. 2004-41 was adopted on motion by Mayor Lavagnino, second by Councilmember Patino, and carried on the following vote:

AYES: Councilmembers Mariscal, Orach, Patino, Trujillo, and Mayor Lavagnino
NOES: None
ABSENT: None
ABSTAIN: None

Resolution No. 2004-41 adopted. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA MARIA, CALIFORNIA, NAMING THE CITY PARK AT THE CROSSROADS DEVELOPMENT "FLETCHER PARK", HONORING HARRELL AND BETTY FLETCHER.

Harrell Fletcher stated he and Betty were very honored and could not think of anything that would honored them more than having a park named after them that their great grandchildren could play in. He introduced his family members who were present.

APPOINTMENT TO ALL-AMERICA CITY COMMITTEE

Mayor Lavagnino called for nominations to fill one vacancy on the All-America City Committee for a two-year term which will expire in January 2006.

Councilmember Trujillo nominated Michael Hayes.

On motion by Mayor Lavagnino, second by Councilmember Patino, and carried on the following vote:

AYES: Councilmembers Mariscal, Orach, Patino, Trujillo, and Mayor Lavagnino
NOES: None
ABSENT: None
ABSTAIN: None

Michael Hayes was appointed to the All-America City Committee for a two-year term.

REPORT BY CITY MANAGER

City Manager Ness reported that the main item for the April 6, 2004, City Council meeting would be the annual Community Development Block Grants allocations.

ORAL REPORTS OF COUNCILMEMBERS AND OFFICERS

Councilmember Orach reported on his "Principal for the Day" experience at Adams School.

Councilmember Patino reported on the Women of the Year awards - C. C. Todd from the Fifth District and Barbara Beck from the 4th District.

Councilmember Mariscal reported on his "Principal for the Day" experience at Taylor School, one of the newest elementary schools.

Mayor Lavagnino reported on his "Principal for the Day" experience at Fairlawn School.

ADJOURNMENT

There being no further business to come before the City Council at this time, the meeting was declared adjourned at 7:15 p.m. by order of Mayor Lavagnino.

APPROVED 4-6-04
Date

ATTEST:
Chief Deputy City Clerk

Chief Deputy City Clerk of the City of Santa Maria and ex officio Clerk of the City Council

Mayor of the City of Santa Maria